JUN 2 2 2004 DEL

PATENT

IN THE PATENT AND TRADEMARK OFFICE

Title:

Magnetic Construction Toy

Serial No:

Applicant:

Steven H. Balanchi

Filed:

February 6, 2002

Art Unit:

3712

Examiner:

Bena B. Miller

Docket No.:

1317

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage thereon addressed to Mail Stop Non-Fee Amendment, Commissioner For Patents, P.O.

Box 1450, Alexandria, VA 22313-1450 on June 18, 2004.

Frederick Gotha

RECEIVED

JUL 3 0 2004

Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450

Mail Stop Non-Fee Amendment

TECHNOLOGY CENTER R3700

AMENDMENT AND RESPONSE TO OFFICE ACTION

Sir:

In response to the Office Action dated April 29, 2004, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begin on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.